



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John H. Burton et al.

Title: IMPLANTABLE DEVICE AND METHOD FOR ADJUSTABLY RESTRICTING A BODY LUMEN

Docket No.: 825.001US2

Filed: January 5, 2000

Examiner: Lee S Cohen

Customer No.: 21186

Serial No.: 09/477,977

Due Date: February 29, 2008

Group Art Unit: 3739

Confirmation No.: 1025

Commissioner for Patents

Attn: MAIL STOP ISSUE FEE

P.O. Box 1450

Alexandria, VA 22313-1450

Notice of Allowance Date:

November 30, 2007

We are transmitting herewith the attached:

- ☒ A check in the amount of \$20.00 to cover the Small Entity Issue Fee Payment.
- ☒ Issue Fee Transmittal (Form PTOL-85).
- ☒ Request to Apply Previously Paid Issue Fee (1 pg.)
- ☒ A Copy of the Decision Granting Petition to Withdraw from Issue. (1 pg.)
- ☒ A return postcard.

Please charge any additional required fees for the Issue Fee Payment or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.

Customer Number: 21186

By 

Timothy E. Bianchi

Reg. No. 39,610

TEB:CMG:csw

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Attn – MAIL STOP ISSUE FEE, P.O. Box 1450, Alexandria, VA 22313-1450, on this 28 day of February, 2008.

Carol S. White
Name

Carol S. White
Signature

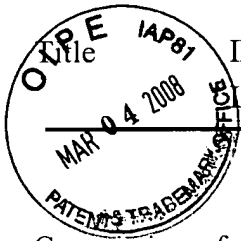
S/N 09/477,977

PATENT

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IMPLANTABLE DEVICE AND METHOD FOR ADJUSTABLY RESTRICTING A BODY
LUMEN

REQUEST TO APPLY PREVIOUSLY PAID ISSUE FEE

Commissioner for Patents

ATTN: MAIL STOP ISSUE FEE

P.O. Box 1450

Alexandria, VA 22313-1450

An issue fee for the above-identified application was previously paid on 12/21/2006. A petition under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee was previously filed on 01/11/2007. Applicant received a decision, dated 01/17/2007, granting the petition to withdraw.

Applicant respectfully requests that the above-identified previously-paid issue fee be applied towards the fee required by the new Notice of Allowance dated 11/30/2007. The present issue fee has increased from the previously-paid issue fee. Transmitted herewith is a check in the amount of \$20.00 to cover the issue fee increase. Applicant also paid for 10 extra Patent Copies along with the previous Issue Fee payment.

Please charge any additional required fees for the Issued Fee Payment or credit overpayment to Deposit Account No. 19-0743.

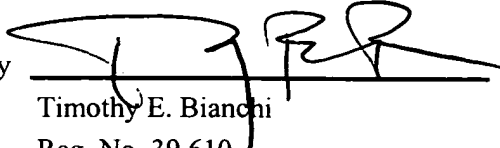
This request is being submitted with the new Issue Fee Transmittal Form PTOL-85, along with a copy of the above-identified decision granting the petition to withdraw.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6965

Date Feb. 27, 2008

By


Timothy E. Bianchi
Reg. No. 39,610
TEB:CMG:csw

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Attn – MAIL STOP ISSUE FEE, P.O.Box 1450, Alexandria, VA 22313-1450, on this 28 day of February, 2008.

Carol S. White
Name

Carol S. White
Signature